



March 24, 2015

ENGROSSED SENATE BILL No. 473

DIGEST OF SB 473 (Updated March 23, 2015 12:20 pm - DI 109)

Citations Affected: IC 14-8; IC 14-25.

Synopsis: Voluntary monitoring of water resources. Requires the department of natural resources (department) to establish a program under which volunteers may monitor the water resource (which, as defined in IC 14-25-7, includes both ground water and surface water) and provide monitoring data to the natural resources commission and the department. Provides that the department shall: (1) train the volunteers participating in the program in the proper collection and transmission of data; (2) determine the location and ensure the adequacy of the monitoring wells used in the program; and (3) conduct water resource monitoring independent of the program to verify the quality of the data derived from the program. Requires the department, in selecting the areas in which volunteers will monitor the water resource through the program, to give priority to areas in which temporary failures of nonsignificant ground water withdrawal facilities have been confirmed and areas in which the potential exists for ground water withdrawals to exceed the natural replenishment of the aquifer.

Effective: July 1, 2015.

**Charbonneau, Niemeyer, Merritt,
Randolph, Stoops, Breaux, Delph,
Crider**

(HOUSE SPONSORS — KOCH, STEMLER, AYLESWORTH, HALE,
KERSEY)

January 14, 2015, read first time and referred to Committee on Environmental Affairs.
January 27, 2015, reported favorably — Do Pass.
January 29, 2015, read second time, ordered engrossed. Engrossed.
February 3, 2015, read third time, passed. Yeas 50, nays 0.

HOUSE ACTION

March 3, 2015, read first time and referred to Committee on Natural Resources.
March 23, 2015, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.

ES 473—LS 7290/DI 55



March 24, 2015

First Regular Session 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

ENGROSSED SENATE BILL No. 473

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 14-8-2-180 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 180. "Nonsignificant
3 ground water withdrawal facility", for purposes of IC 14-25-4 **and**
4 **IC 14-25-7-12.5**, has the meaning set forth in IC 14-25-4-3.

5 SECTION 2. IC 14-25-7-12.5 IS ADDED TO THE INDIANA
6 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
7 [EFFECTIVE JULY 1, 2015]: **Sec. 12.5. (a) The department shall**
8 **establish a program under which volunteers may monitor the**
9 **water resource and provide monitoring data to the commission and**
10 **the department. Data derived from the voluntary monitoring**
11 **conducted under the program may be:**

12 (1) collected and disseminated by the commission under
13 section 12(1) of this chapter; and

14 (2) used by the commission in conducting the continuing
15 assessment of the availability of the water resource under
16 section 11(1) of this chapter.

ES 473—LS 7290/DI 55



1 **(b) In conducting the voluntary monitoring program established**
2 **under subsection (a), the department:**

3 **(1) shall train volunteers participating in the program in the**
4 **proper collection and transmission of data;**

5 **(2) shall:**

6 **(A) determine the location; and**

7 **(B) ensure the adequacy;**

8 **of the monitoring wells used in the program; and**

9 **(3) shall conduct water resource monitoring independent of**
10 **the program to verify the quality of the data derived from the**
11 **voluntary monitoring conducted under the program.**

12 **(c) In selecting the areas in which volunteers will monitor the**
13 **water resource through the program established under subsection**
14 **(a), the department shall give priority to:**

15 **(1) areas that have been subject to investigations under**
16 **IC 14-25-4-8 through which temporary failures of**
17 **nonsignificant ground water withdrawal facilities have been**
18 **confirmed; and**

19 **(2) areas in which, in the department's belief, the potential**
20 **exists for ground water withdrawals to exceed the natural**
21 **replenishment of the aquifer.**

22 **(d) The department may cooperate with other local, state, and**
23 **federal governmental agencies in implementing this section.**

24 **(e) The commission, under IC 4-22-2 and section 10(a) of this**
25 **chapter, may adopt rules concerning the administration of this**
26 **section. Section 10(c) and 10(d) of this chapter does not apply to the**
27 **adoption of rules under this subsection.**



COMMITTEE REPORT

Madam President: The Senate Committee on Environmental Affairs, to which was referred Senate Bill No. 473, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 473 as introduced.)

CHARBONNEAU, Chairperson

Committee Vote: Yeas 8, Nays 0

COMMITTEE REPORT

Mr. Speaker: Your Committee on Natural Resources, to which was referred Senate Bill 473, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 473 as printed January 28, 2015.)

EBERHART

Committee Vote: Yeas 10, Nays 0

